



## **2006 MARICOPA COUNTY BOARD OF SUPERVISORS LEGISLATIVE PACKAGE**



### **2006 Second Regular Session, 47<sup>th</sup> Legislature**

#### **➤ THE FY 2006-07 BUDGET**

- *Seek a continuing Budget Agreement that assures the State continues its FY 06 commitments and make progress toward attaining Maricopa County's goal of reducing mandated fixed payments to the State for programs managed by the State, and taking responsibility for funding of programs managed at the County level.*
- *Formalize state-county funding relationship regarding Adult Probation.*
- *Participate in coalition efforts to slow the diversion of HURF revenues away from critically-needed road construction and maintenance projects.*
- *Property Tax Values – Inform Legislators on the Special Health Care District's \$40 million levy, funding history, and existing Constitutional and statutory limits on the County primary tax rate.*

#### **➤ ESTABLISH CIVIL PENALTY FOR UNAUTHORIZED MODIFICATION OF FLOOD CONTROL STRUCTURES**

*Create a statutory hearing process whereby entities who modify Flood Control structures without acquiring a County permit will be held liable for damages to the structure and any future damages that may result from their unauthorized actions. This change will rightly place the liability upon the "bad actors" rather than on the taxpayer. For example, in 2002, 15% of 202 FCD permits were acquired after the work had been completed, leaving FCD with no chance to review plans and construction, and resulting in possible damage to the structure, potentially endangering public safety and thrusting the cost of repairs upon the taxpayers.*

#### **➤ SEEK AUTHORITY TO SET CRITERIA FOR MANAGING FLOOD-RELATED EROSION PRONE AREAS**

*Amend Arizona statute to include specific language relating to county regulation of flood-related erosion-prone areas. This language will more closely align the Arizona Revised Statutes with the Code of Federal Regulations (44 CFR 60.5). The federal Code specifies that local jurisdictions review development permits to ensure that site alterations and improvements will be*

*reasonably safe from flood-related erosion. Recent damage to property due to heavy rains has brought greater attention to this discrepancy. Current statutes do not impart sufficiently clear authority to address potential flood erosion damage at the time of permitting.*

**➤ SEEK REVISIONS TO STATUTES GOVERNING JOB ORDER CONTRACTING**

*Statutory revisions are necessary to correct legislation pertaining to “job order contracting” from the 2005 Legislative Session. Last session’s HB 2579, which Maricopa County supported, contained last minute amendments that threw into doubt local governments’ ability to practice job order contracting (wherein a county may contract for construction services for a ceiling amount, and then use those services for different improvement projects throughout that fiscal year). Current law now implies that all small improvement projects, including signalization and roadway striping services, would need to be bid for each separate job. The proposed legislation would allow the contractors to be available for services throughout a fiscal year and thus reduce the number of necessary procurements.*

**➤ PURSUE REVISIONS TO STATUTES GOVERNING INDIGENT BURIAL**

*The proposal would amend A.R.S. Titles 11 & 36 to modernize language pertaining to burials of indigent veterans. Currently there is a description of duties under Title 11 (burial of indigent veterans) which does not correspond to duties under Title 36 (burial of all indigents). The proposal would resolve these discrepancies and assure that statute appropriately reflects accepted current practices being performed by the counties.*

**➤ REQUIRE “FISSURE” INFORMATION TO BE ADDED TO REAL ESTATE SELLERS’ AFFIDAVIT OF DISCLOSURE**

*Amend Arizona statute (A.R.S. 33-422 (17)) to require that a disclosure statement be included with regard to the existence of fissures on subdivided land being sold. Currently, private sellers of subdivided property are not required to disclose information regarding the existence of fissures on the property being sold. In the interest of full disclosure, it is appropriate that potential buyers have the right to be made aware of fissures or the “filling in” of fissures prior to the purchase of the property.*

**➤ AUTHORITY TO EXCHANGE INFORMATION ON TRANSACTION PRIVILEGE TAX LICENSES WITH DEPARTMENT OF REVENUE**

*Amend Arizona statutes to authorize county Environmental Services and Air Quality departments to receive certain transaction privilege tax license information for the purpose of ensuring compliance with public health and environmental requirements. Access to limited transaction privilege tax license information would assist with enforcement of permitting requirements and help protect the health and safety of county residents.*

# **PROPOSED “SUPPORT” ISSUES**

## **Support and Assist With the Following Legislative Proposals:**

- **Support efforts to seek state financial assistance for Human Services Campus capital construction needs.**
- **Seek to broaden the Abatement statute under A.R.S. § 42-18352 to apply to personal property as well as real property. (Maricopa County Assessor Proposal)**
- **Potential Identity Theft Legislation resulting from current Legislative stakeholder meetings**
- **Public Sector Sharing of Digital Cartographic/GIS Information**
- **Advocate for full funding of Summer Youth Employment Program**
- **Potential Lot Split legislation – Greater county regulation over minor land divisions**
- **Continuation of County Assessor Information Storage and Retrieval Fund (remove sunset)**
- **Advocate for full funding for County air quality programs required under the State Implementation Plan (SIP)**
- **Support County Supervisors Association (CSA) efforts to:**
  - **study impacts of the methamphetamine crisis on counties**
  - **pursue a “county omnibus” bill addressing issues that should be locally determined**

[Maricopa County Government Relations -  
Adopted by the Maricopa County Board of Supervisors October 31, 2005]